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EXTRAORDINARY

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PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF FOREIGN TRADE AND SUPPLY

(Department of Foreign Trade)

NOTIFICATION

New Delhi, the 23rd October 1969

S.O. 4322.—Whereas the Central Government is of the opinion that in exercise of the powers conferred by section 6 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), it is necessary and expedient so to do for the development of the export trade of India, the Notifications of the Government of India in the late Ministry of Commerce S.O. 2345, dated the 26th July, 1965, S.O. 3164, dated the 11th October, 1965 and S.O. 3165, dated the 11th October, 1965 for flash lights should be superseded as mentioned hereunder—

And whereas the Central Government has formulated the proposals specified below for the said purpose and has forwarded the same to the Export Inspection Council, as required by sub-rule (2) of rule 11 of the Export (Quality Control and Inspection) Rules, 1964:

Now, therefore, in pursuance of the said sub-rule and in supersession of the said Notifications, Central Government hereby publishes the said proposal for the information of the public likely to be affected thereby

2. Notice is hereby given that any person desiring to forward any objections or suggestions with respect to the said proposal may forward the same within thirty days of the date of publication of this Notification in the Official Gazette to the Export Inspection Council, 'World Trade Centre', 14/1-B, Ezra Street, 7th Floor, Calcutta-1,

## PROPOSALS

- (1) To notify that flash lights shall be subject to quality control and inspection prior to export;
  - (2) To specify the type of inspection in accordance with the draft Export of Flash Light (Inspection) Rules, 1969, set out in Annexure I as the type of inspection which would be applied to such flash lights prior to export;
  - (3) To recognise the specifications as declared by the exporter to be the agreed specification of the export contract for flash light subject to the minimum specifications set out in Annexure II to this Notification as the standard specifications for flash lights;
  - (4) To prohibit the export, in course of international trade, of any such flash lights, unless the same is accompanied by a certificate issued by one of the agencies established by the Central Government under section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), to the effect that such flash lights satisfy the conditions relating to inspection and conform to the specifications applicable to them under clause (3) above.
2. In this Notification, flash lights shall mean dry battery operated portable flash light (commonly known as torches) for domestic as well as other uses.
3. Nothing in this Notification shall apply to the export by land, air or sea of flash lights, the f.o.b. value of which does not exceed Rs. 125/- to prospective buyers.

## ANNEXURE I

## DRAFT RULES PROPOSED TO BE MADE UNDER SECTION 17 OF THE EXPORT (QUALITY CONTROL AND INSPECTION) ACT, 1963

1. **Short title and commencement.**—(1) These rules may be called the Export of Flash Lights (Inspection) Rules, 1969.
- (2) They shall come into force on—
2. **Definitions.**—In these rules, unless the context otherwise requires—
- (a) 'Act' means the Export (Quality Control and Inspection) Act, 1963 (22 of 1963);
  - (b) 'Council' means the Export Inspection Council established under section 3 of the Act;
  - (c) 'Agency' means any one of the Inspection Agencies established at Cochin, Madras, Calcutta, Bombay and Delhi under section 7 of the Act;
  - (d) 'flash lights' shall mean dry battery operated portable flash light (commonly known as torches) for domestic as well as other uses.
3. **Basis of inspection.**—Inspection of flash lights intended for export shall be carried out with a view to seeing that the same conform to the standard specifications recognised by the Central Government under section 6 of the Act. Sampling shall be done as per the Table mentioned in the Schedule to these rules.
4. **Procedure of inspection.**—(1) An exporter intending to export flash lights shall give intimation in writing of his intention so to do and submit along with such intimation a declaration of the specifications stipulated in the export contract relating to such export to any of the Agencies to enable it to carry out the inspection in accordance with rule 3.
- (2) Every intimation and declaration under sub-rule (1) shall be given not less than ten days before the scheduled date of shipment. A copy of the intimation shall simultaneously be endorsed to the nearest office of the Council either at 14/1-B Ezra Street (7th Floor), Calcutta-1 or at 'Mani Mahal', 2nd Floor, 11/21, Mathew Road, Bombay-4, or at 6-B/9, N.E.A., Rajinder Nagar, New Delhi-5.
- (3) On receipt of the intimation and declaration under sub-rule (2), the agency shall carry out the inspection of the flash lights in accordance with rule 3 and the instructions, if any, issued by the Council in this regard.
- (4) After completion of the inspection, the Agency shall immediately seal the packages in the consignment in a manner as to ensure that the sealed goods cannot be tampered with.

(5) If after inspection, the Agency is satisfied that the defectives do not exceed the limits permissible as indicated in the Schedule, it shall (within forty-eight hours after completion of the inspection) issue a certificate to the exporter declaring that the consignment satisfies the conditions relating to quality control and inspection and is export-worthy. The Agency shall simultaneously endorse a copy of such certificate to the nearest office of the Council.

5. **Place of inspection.**—Inspection of flash lights for purposes of these rules, shall be carried out at the premises of the manufacturer

6. **Inspection fee.**—Subject to a minimum of rupees twenty-five, a fee at the rate of 50 paise for every hundred rupees of the f.o.b. value shall be paid by the exporter to the agency as inspection fee for one or more consignments of any particular item offered at one time and place.

7. **Appeal.**—(1) Any person aggrieved by the refusal of the Agency to issue a certificate under sub-rule (5) of rule 4 may, within ten days of the receipt of the communication of such refusal by him, prefer an appeal to a panel of experts consisting of not less than three persons appointed for the purpose by the Central Government.

(2) The decision of the said panel on such appeal shall be final.

#### SCHEDULE

##### *Sampling Table*

Lot size	Visual test (A)	All other tests (B)	Permissible No. of defectives	
			For A (Col. 2)	For B (Col. 3)
Up to 50	6	2	0	0
51 to 100	13	2	0	0
101 to 300	32	3	0	0
301 to 800	52	5	1	0
801 to 1500	80	7	1	0
1501 to 3000	105	11	3	0
3001 to 10,000	200	15	5	1
10,001 and above	300	21	7	1

#### ANNEXURE II

##### MINIMUM SPECIFICATIONS

#### 1. MATERIALS

1.1. Body of the flash light shall be made of aluminium, brass or any other suitable material.

1.2. Front protecting sheet shall be made of a material of adequate transparency.

1.3. Electrical conducting parts of the flash light shall be made of good conducting material.

#### 2. CONSTRUCTION

2.1. The reflecting surface of the reflector shall be free from visible defects such as scratches and deformations.

2.2. Contact parts of the switch shall be so constructed as to offer ease of operation and shall be capable of maintaining good electrical contact while in the 'on' position. The design of the switch shall be such as to prevent accidental short circuits.

2.3. Joints, if any, in the body of flash light shall be firm. The fit between threaded parts shall be smooth and even.

2.4. Springs, if used, in the construction of the flash light shall be of necessary strength and durability and shall be corrosion resistant.

### 3. WORKMANSHIP

3.1. The workmanship of the flash light and its component parts shall conform to good engineering practice. The finish shall be pleasing and durable, which may be achieved by anodizing, lacquering, chromium plating, painting or any other suitable process.

### 4. FINISH

4.1. Plating of chromium plated flash lights shall be smooth, adherent, non-porous and free from visible plating defects. Further, the plating should withstand a salt spray test for 16 hours.

4.2. In case of painted flash lights, the specimen shall be soaked in 5 per cent salt solution for one hour. At the end of the period, the surface of the painted specimen shall not soften, peel off, or produce blobs.

4.3. Flash lights made of anodized aluminium shall be immersed in a solution comprising of crystalline copper sulphate (20 g), concentrated hydrochloric Acid (20 ml) and water (1 litre) at ordinary temperature for 5 minutes. The reagent shall not affect the anodized film on inspection after 5 minutes soaking.

### 5. DROP TEST

5.1. The flash light complete with battery (batteries) shall be held in the normal position as in use. It shall be dropped in this position from a height of one meter on a board made of seasoned deodar wood of the following dimensions.

Thickness—30 mm. width—250 mm. and length—at least twice the length of the flash light under test. There shall be no deformation, split or crack in any part of the body or cover of the flash light after a single drop. There shall also be no defect in the functioning of the flash light.

### 6. FUNCTIONAL TEST FOR SWITCH

6.1. The flash light complete with battery (batteries) shall be held in the the switch operated through 100 cycles successively. Each cycle shall comprise a full operation of the switch. The number of cycles per minute shall be 25 to 35. At the end of the test, the switch shall continue to function.

### 7. INSULATION RESISTANCE TEST

7.1. The insulation resistance of the insulating parts of the flash lights shall be measured at standard temperature and the relative humidity ( $27^{\circ} \pm 2^{\circ} \text{C}$  and  $65 \pm 4\%$ ) and a DC voltage of 100 volts using a megohmmeter. The insulation resistance value shall not be less than 2 megohms.

### 8. LIGHT DISTRIBUTION TEST

8.1. Light from the loaded flash light shall be projected on to a plane at a distance of 2 metres from the source and held perpendicular to the central line of the optical axis. The bright spot produced on the plane shall not exceed 30 cm. in diameter. For preforussed type of flash lights fitted with focussing bulbs, this test shall not apply.

### 9. PACKAGING

9.1. Flash lights shall be packed in accordance with the stipulation of the buyer in this regard in such a manner as to ensure safe arrival of the flash lights to the destination without any damage.

9.2. Packages weighing upto 50 kg. shall also be able to withstand a drop from a height of 190 cm. without any damage to the contents inside or the package itself. Packages shall be adequately protected against adverse effects of weather and moisture contamination.

[No. F. 60(15)/69-Exp.Insp.]

A. C. BANERJEE, Jt. Secy.